IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL MISC.APPLICATION No 7150 of 2000

For Approval and Signature:

Hon'ble MR.JUSTICE A.K.TRIVEDI

==========

1. Whether Reporters of Local Papers may be allowed to see the judgements? : YES

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

PRAKASH INDUSTRIES LIMITED

Versus

GARDEN FINANCE LTD.

Appearance:

MR SA DESAI for Petitioners

Mr. S.T. Mehta A.P.P. for Respondent No. 2

CORAM : MR.JUSTICE A.K.TRIVEDI

Date of decision: 04/12/2000

ORAL JUDGEMENT

Heard learned Senior Advocate Mr. Nirupam Nanavatty for Advocate Mr. S.A. Desai on behalf of the petitioner.

Leave granted to delete the respondent no.1.

Rule. Learned A.P.P. Mr. S.T. Mehta waives service of rule on behalf of the respondent no.2-State.

The petitioners are ready and willing to file undertaking in this Court to the effect that on the next date fixed by the trial Court i.e. on 19-12-2000, all the petitioners shall appear before the trial Court in the proceedings of Criminal Case no.4417/97 without fail and on the basis of undertaking filed, the non bailable warrant issued by the trial Court against the present petitioner pursuant to order dated 10-11-2000 is converted into bailable warrant for Rs.5000/- qua each of the petitioners. The application accordingly stands disposed of. Rule to that extent is made absolute. Direct service is permitted.

(A.K.Trivedi,J.)

stanley-akt.